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18 19 20 21 22 23 24 25 26 27 28 UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA

20 21 22 23 24 25 26 27 28 ORACLE USA, INC.; ORACLE AMERICA,  
 INC.; and ORACLE INTERNATIONAL  
 CORPORATION,  
 Plaintiff,  
 v.  
 RIMINI STREET, INC. and SETH RAVIN,  
 Defendants.

Case No. 2:10-cv-0106-LRH-VCF

ORACLE'S MOTION FOR  
 REASSIGNMENT OF MATTER TO  
 MAGISTRATE JUDGE PEGGY A.  
 LEEN

And Related Cases  
**Case No. 2:14-cv-01699-LRH-CWH**  
 RIMINI STREET, INC.,  
 Plaintiff,  
 v.  
 ORACLE INTERNATIONAL CORPORATION,  
 Defendant.

1 ORACLE AMERICA, INC., *et al.*,  
2 Counterclaimants,  
3 v.  
4 RIMINI STREET, INC., *et al.*,  
5 Counterdefendants.  
6  
7 **Case No. 3:16-CV-00543-LRH-CWH**  
8 COLBECK CAPITAL MANAGEMENT,  
9 Third-Party Movant,  
10 v.  
11 ORACLE INTERNATIONAL CORPORATION  
12 and ORACLE AMERICA, INC.,  
13 Respondents.  
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1 **NOTICE OF MOTION AND MOTION**

2 Pursuant to Federal Rule of Civil Procedure 7(b) and Local Rule 7-2, Plaintiff Oracle  
3 USA, Inc., Oracle America, Inc. and Oracle International Corporation (collectively “Oracle”)  
4 respectfully move the Court for an order reassigning this matter (“*Rimini I*”) to Magistrate Judge  
5 Peggy A. Leen.

6 **MEMORANDUM OF POINTS AND AUTHORITIES**

7 Oracle refers the Court to its Motion for Reassignment of Matters to Magistrate Judge  
8 Peggy A. Leen filed in *Rimini Street, Inc., v. Oracle International Corp.*, Case No. 2:14-cv-  
9 01699-LRH-CWH (“*Rimini II*”) and attached here as Exhibit 1. For all of the reasons stated in  
10 Exhibit 1, Oracle respectfully requests that the Court reassign Judge Leen to this matter (“*Rimini*  
11 *I*”) because reassignment would promote judicial economy and diminish the likelihood of  
12 inconsistent results.

13 Moreover, there are several additional grounds supporting Oracle’s request for  
14 reassignment of this matter to Judge Leen. First, the Court has already found that *Rimini I* and  
15 *Rimini II* are related cases and that judicial economy would be served by assigning both cases to  
16 Your Honor and Magistrate Judge Leen. *See Rimini II*, ECF No. 52. Second, all of the reasons  
17 outlined in Exhibit 1 apply equally, if not more so, to *Rimini I*: (i) Judge Leen has even more  
18 extensive experience adjudicating *Rimini I* which has been pending since 2010, and (ii) the  
19 current magistrate judge has not made any rulings in this case since Judge Leen’s temporary  
20 recusal. Third, there are still unresolved issues in *Rimini I* which may necessitate enforcement or  
21 other post-judgment proceedings. *See Rimini I*, ECF Nos. 1049 (granting Oracle’s motion for  
22 permanent injunction and awarding Oracle prejudgment interest and attorneys’ fees); 1072  
23 (temporarily staying injunction pending a ruling on Rimini’s motion for a stay).

24 For these reasons, Oracle respectfully requests that *Rimini I* be reassigned to Judge Leen.

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**CERTIFICATE OF SERVICE**

I certify that on October 18, 2016, I electronically transmitted the foregoing ORACLE'S MOTION FOR REASSIGNMENT OF MATTER TO JUDGE PEGGY A. LEEN AND MEMORANDUM OF POINTS AND AUTHORITIES together with Exhibit 1 to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel are CM/ECF registrants.

DATED: October 19, 2016

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Thomas S. Hixson

Attorneys for Plaintiffs Oracle USA, Inc.,  
Oracle America, Inc., and Oracle International  
Corp.